

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1221

2005 HOUSE POLITICAL SUBDIVISIONS

HB 1221

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1221

House Political Subdivisions Committee

Conference Committee

Hearing Date January 13, 2005

Tape Number	Side A	Side B	Meter #
1	x		7.6 to 12.8

Committee Clerk Signature



Minutes: **Rep. Devlin, Chairman** opened the hearing on HB 1221, A Bill for an Act to amend and reenact sections 40-40-06 and 40-40-09 of the North Dakota Century code, relating to the final city budget deadline.

Rep. Herbal, Vice Chairman, Representative from District 16 spoke as prime sponsor for HB 1221. Rep. Herbal, Vice Chairman sponsored this bill for the North Dakota League of Cities. Rep. Herbal, Vice Chairman had no written testimony as the bill is a very simple and the League will have someone testifying on the bill.

Connie Spryncznaytk, Executive Director for North Dakota League of Cities explained that most of the cities -- in fact more than 90% of the cities have their meetings during the month -- the first Monday or the first Tuesday of the month. So if the requirement is October 1st, then they have to have a special meeting if the 1st falls on any date other than the first. For the smaller communities --- that is a problem but for the larger communities who meet several times a month it is not quite the problem. Not many of the cities pay by the meeting like the school

districts. In most cases the commissioner or council member salaries are set by ordinance. In fact the league does a survey every year.

Rep. Kaldor (10. 7) Does this impact the county meetings ?

Connie Spryncznatyk : We don't believe so -- we are not making any changes in the system. It is working well. We can share preliminary information. This would just change the date for the hearing and the adoption of the final budget.

There being no furth testimony for or against HB 1221, **Rep.Devlin, Chairman** closed the hearing on HB 1221. (11.7) .

Rep. Kaldor moved a 'Do Pass' motion for HB 1221. **Rep. Dietrich** seconded the motion.

On a roll call vote the motion carried **11 ayes 0 nays 1 absent. Rep. Dietrich** was

designated to carry HB 1221 on the floor.

End of record (12.8).

Date: *January 13, 2005*
Roll Call Vote: *1*

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. *1221*

House **POLITICAL SUBDIVISIONS**

Committee

Check here for Conference Committee

Legislative Council Amendment Number

Action Taken *D " Pass*

Motion Made By *Rep Kaldor* Seconded By *Rep Dietrich*

Representatives	Yes	No	Representatives	Yes	No
Rep. Devlin, Chairman	✓		Rep. Ekstrom	✓	
Rep. Herbel, Vice Chairman	✓		Rep. Kaldor	✓	
Rep. Dietrich	✓		Rep. Zaiser	✓	
Rep. Johnson	✓				
Rep. Koppelman	✓				
Rep. Kretschmar	✓				
Rep. Maragos	A				
Rep. Pietsch	✓				
Rep. Wrangham	✓				

Total (Yes) *11* No *0*

Absent *1*

Floor Assignment *Rep Dietrich*

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
January 13, 2005 4:28 p.m.

Module No: HR-08-0456
Carrier: Dietrich
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1221: Political Subdivisions Committee (Rep. Devlin, Chairman) recommends (11 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1221 was placed on the Eleventh order on the calendar.

2005 SENATE POLITICAL SUBDIVISIONS

HB 1221

2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1221

Senate Political Subdivisions Committee

Conference Committee

Hearing Date March 10, 2005

Tape Number	Side A	Side B	Meter #
1	X		2753 - 3150

Committee Clerk Signature



Minutes:

Senator Cook opened the hearing on HB 1221 relating to the final city budget deadline. All committee members (6) present.

Jerry Hjelmstad, North Dakota League of Cities, introduced HB 1221 (See attachment #1)

Senator Dever: Are the cities on a calendar year?

Jerry Hjelmstad: They are all on a calendar year.

Chairman Cook : I assume the purpose of the public hearing is to take public input and maybe then make changes to the budget to reflect some of that public input. Do we see a lot of changes made at that hearing?

Jerry Hjelmstad: Yes that is correct. as. There are some changes and then there are times no one shows up at the hearing also.

No further testimony for or against HB 1221.

Chairman Cook closed the hearing on HB 1221.

Page 2

Senate Political Subdivisions Committee

Bill/Resolution Number HB 1221

Hearing Date March 10, 2005

Chairman Cook ask the committee for action.

Senator Triplett moved Do Pass

Senator Dever seconded the motion

Roll call vote Yes 6 No 0 Absent 0

Carrier: **Senator Gary Lee**

Date: 3-10-05
Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1221

Senate Political Subdivisions

Committee

Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass

Motion Made By Senator Triplett Seconded By Senator Dever

Senators	Yes	No	Senators	Yes	No
Senator Dwight Cook, Chairman	X				
Senator Nicholas P. Hacker, VC	X				
Senator Dick Dever	X				
Senator Gary A. Lee	X				
Senator April Fairfield	X				
Senator Constance Triplett	X				

Total Yes 6 No 0

Absent 0

Floor Assignment Senator G. Lee

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
March 10, 2005 12:59 p.m.

Module No: SR-44-4636
Carrier: G. Lee
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1221: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1221 was placed on the Fourteenth order on the calendar.

2005 TESTIMONY

HB 1221

To: Senate Political Subdivisions Committee
From: Jerry Hjelmstad, North Dakota League of Cities
Date: March 10, 2005
Re: House Bill No. 1221

House Bill No. 1221 extends the final budget deadline for city governing body budgets from October first to October seventh. The change was requested by our member cities because it would allow most cities to hold their final budget hearing at the regular October meeting and avoid the expense of a special meeting.

Under current law, each city is required to prepare a preliminary budget on or before September 10th. (NDCC 40-40-04) Once this is done, notice is published in the official newspaper that the preliminary budget is on file and that the governing body will meet no later than October first at the time and place specified in the notice for the purpose of holding a budget hearing and adopting the final budget. The notice must be published not less than six days prior to the meeting. (NDCC 40-40-06)

Following the adoption of the budget, the city auditor must send two certified copies of the final budget to the county auditor by October 10th. (NDCC 40-40-10) The change requested by House Bill No. 1221 would not impact the work of the county auditor, since they would continue to receive the final city budget by October 10th.

Most of our city governing bodies meet once a month, and the slight change made by HB 1221 would allow most of them to incorporate the budget process into their regular meeting schedule without moving the entire process up a month.

We ask that you recommend a "do pass" on House Bill No. 1221.
Thank you.